



2683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

CEDERVALL et al.

Atty. Ref.: 2466-92; Confirmation No. 4417

Appl. No. 09/815,337

TC/A.U. 2683

Filed: March 23, 2001

Examiner: Zewdu

For: METHOD FOR LOCATION OF MOBILE STATIONS IN A MOBILE NETWORK

* * * * *

RECEIVED

August 5, 2004

AUG 11 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Technology Center 2600

Sir:

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE OFFICE ACTION**

Petition is hereby made to withdraw the holding of abandonment of this application because the Official Action mailed on December 12, 2003 was not received by the undersigned or by the undersigned's firm.

On August 4, 2004, the undersigned was contacted by telephone Examiner Zewdu of Group Art Unit 2683 inquiring about the status of this application to determine whether or not this application was intended to be abandoned. A thorough search of the file jacket and docket records was made, and that search indicated that the Office Action was not received. The undersigned advised the Examiner that he was unaware that such

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an Office Action had been mailed and therefore, it was unreasonable for Applicant or Applicant's representative to be aware of any Office Action or response required thereto.

To evidence the fact that the December 12, 2003 Action was not received by Nixon & Vanderhye, the undersigned submits herewith a copy of the firm's docket report showing all responses docketed for a date three months from the December 12, 2003 date (the apparent mail date of the non-received Office Action). The serial numbers have been removed for confidentiality reasons. Had the Office Action been received, the record would have included the following entry:

ATTY	CLT/MTR	SERIAL NO	DESCRIPTION
JRL	2466-92	09/815,337	3 mo resp

No such entry appears. Accordingly, the report evidences the non-receipt of the Office Action.

It is submitted that no petition fee should be necessary given the facts described above. Should the PTO take a different view, however, authorization is hereby given to debit the undersigned firm's account, Deposit Account No. 14-1140, in the required amount.

It is requested that this Petition be granted, that the application be returned to pending status and that the Office Action dated December 12, 2003 be reissued and mailed to:

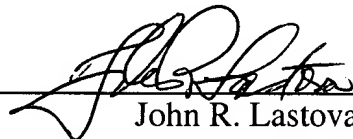
Nixon & Vanderhye
1100 North Glebe Road
8th Floor
Arlington, VA 22201

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Respectfully submitted,

NIXON & VANDERHYE P.C.

By: _____



John R. Lastova
Reg. No. 33,149

JRL:kmm
1100 North Glebe Road, 8th Floor
Arlington, VA 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100

AUG 11 2004

MARCH 12, 2004

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ATTN	CLT/MAT	SERIAL NO.	DESCRIPTION	DONE?
LEM	1024-1451		Cap Buff (5th ext)	Roll 2.12
MJW	1519-830		Decl. (5th)	10.14
RWF	340-76		Decl (5th)	8/26
TSP	723-1006		6 mo RESP/ARC	3.11/ARC
RGB	839-1211		6 mo RESP/ARC	ABANDONED
SCS	124-985		6 mo RESP	12.12
MNL	461-54		1 mo RESP (5th EXT)	9.25
ARC	1767-58		6 mo Resp.	2.12/ARC
LSU	2018-681		6 mo Resp	11.9
AmK	839-1278		6 mo Resp.	11.03
RGB	839-1233		6 mo Resp.	12.12
ARC	423-54		6 mo Resp (FR)	3.2/ARC
LSU	36-1422		6 mo Resp	12.11
PTB	4401-4		6 mo 12:50	2.12
LCM	611-58		225 00 Issue Fee / Decl	2.25
JAR	1035-309		2.10 100 3.10 Issue Fee / Decl / Pub. Fee	2.10
ARC	1417-395		Issue Fee / Decl / Pub. Fee	3.2
SCS	124-840		Issue Fee / Decl	3.9
LGN	2018-501		Issue Fee / Decl / Pub. Fee	3.2
LGN	422-142		3 mo resp	3.12
LGN	2018-680		3 mo resp	Roll
LGN	2635-77		3 mo resp	Roll
FPP	2804-45		3 mo resp / FR	3.11/ARC
JHN	2776-12		3 mo resp / FR	Roll
RWF	2605-7		3 mo resp / FR	Roll
RHM	722-104		3 mo resp	3.12
MJK	337-1253		3 mo resp	11.9
JTH	337-1101		3 mo resp	3.12
PTB	4398-212		3 mo resp / FR	3.12
JAR	3671-387		3 mo resp	3.12
WGN	839-168		2 mo Resp.	1.30
JRL	2789-17		APPROX 3.5	3.5/ARC
WFO	4377-62		2.12 00 RESP / Decl / Pub. Fee	2.12 / ARC
RGS	790-1484		Decl	2.25
RGS	790-1458		Decl	1.23
JAR	2784-36		Decl	Roll

MARCH 12, 2004

[illegible]